

## Message Text

UNCLASSIFIED

PAGE 01 BERN 00913 011625Z

44

ACTION SCSE-00

INFO OCT-01 EUR-12 ISO-00 L-03 JUSE-00 SCA-01 ARA-10 /027 W

----- 074057

P 011610Z MAR 76

FM AMEMBASSY BERN

TO SECSTATE WASHDC PRIORITY 2200

UNCLAS BERN 0913

E.O. 11652: N/A

TAGS: CGEN, SZ

SUBJ: JUDICIAL ASSISTANCE: U.S. V. WALTER CHICO HINES

REF: STATE 045587

1. MR. ERNST ITEN, FPD LAWYER FOR THE "VERWALTUNGSDIREKTION" (ADMINISTRATIVE MANAGEMENT), STATES IT IS THE PRACTICE OF THE SWISS GOVERNMENT NOT TO ALLOW GOVERNMENT OFFICIALS TO TESTIFY BEFORE COURTS OUTSIDE OF SWITZERLAND UNLESS SWISS INTERESTS ARE INVOLVED.

2. ITEN STATES THIS PRACTICE IS BASED ON SECTION 3, ARTICLE 34 OF THE REGULATIONS FOR GOVERNMENT OFFICIALS, DATED DECEMBER 29, 1964. THOUGH THIS SECTION DOES NOT STRICTLY PROHIBIT TESTIMONY OF A SWISS GOVERNMENT OFFICIAL BEFORE A NON-SWISS COURT, THE SWISS STRICTLY OBSERVE THIS PRACTICE WHICH, ACCORDING TO ITEN, IS RECOGNIZED BY INTERNATIONAL LAW.  
DAVIS

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
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**Draft Date:** 01 MAR 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
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**Reference:** 76 STATE 45587  
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**Review Authority:** morefirh  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 24 MAY 2004  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <24 MAY 2004 by fisherem>; APPROVED <26 MAY 2004 by morefirh>  
**Review Markings:**

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04 MAY 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
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**TAGS:** CGEN, SZ  
**To:** STATE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006